

HAROLD P. GEWERTER, ESQ.

E filed: 10/15/10

Nevada Bar No. 499

HAROLD P. GEWERTER, ESQ. LTD.

2705 Airport Drive

North Las Vegas, Nevada 89032

Telephone: (702) 382-1714

Fax: (702) 382-1759

Email: harold@gewerterlaw.com

Attorney for Defendant

VISION AIRLINES, INC.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

GERALD HESTER, on behalf of himself and
all others similarly situated,

Plaintiff,

vs.

VISION AIRLINES, INC.,

Defendant.

CASE NO: 2:09-CV-00117-RLH-RJJ

**DEFENDANT VISION AIRLINES,
INC.'S SUPPLEMENT TO OPPOSITION
TO THE CLASS' EXPEDITED MOTION
TO ENFORCE THE COURT'S ORDERS
OF SEPTEMBER 21, 2010 AND
OCTOBER 5, 2010 AND FOR
SANCTIONS**

VISION AIRLINES, INC., by and through its attorney of record, HAROLD P. GEWERTER, ESQ., of the law firm of HAROLD P. GEWERTER, ESQ., LTD., respectfully submits Defendant Vision Airlines, Inc.'s Supplement to Opposition to the Class' Expedited Motion to Enforce The Court's Orders of September 21, 2010 and October 5, 2010 and for Sanctions.

///

///

///

///

///

1 This Opposition shall consist of this Preamble, the following Points and Authorities and
2 the complete files and records of this action.

3 DATED this 15th day of October, 2010.

4 HAROLD P. GEWERTER, ESQ., LTD.

5 /s/ Harold P. Gewerter, Esq.

6 HAROLD P. GEWERTER, ESQ.

7 Nevada Bar No. 499

8 2705 Airport Drive

9 North Las Vegas, NV 89032

10 Attorney for Defendant

11 VISION AIRLINES, INC.

12 **POINTS AND AUTHORITIES**

13 **I.**

14 **FACTUAL BACKGROUND**

15 On October 15, 2010, Defendant VISION shipped via Federal Express to Counsel for the
16 Class the balance of its remaining discovery consisting of Bates Stamped flight logs for 2010,
17 Bates Stamped Payroll from ADP and a letter from ADP denying Defendants request for such
18 payroll data in native (raw) form as impossible. (See Exhibit "1" attached hereto)

19 This completes Defendant VISION'S production pursuant to Plaintiff's Request for
20 Production and the later Order to Compel.

21 ///

22 ///

23 ///

24 ///

25 ///

///

///

///

///

